

in any manner any German carp, or leather carp, or any carp of any description whatever, of any size.

### Trout and Other Fish.

#### 72.\*

1917, ch. 14.

**82A.** Whenever any watercourse, well, spring, open ditch, gutter, cesspool, sewer, private or public, drain, privy-pit, pig-pen, or other place, or any accumulation or deposit of waste or other offensive or noxious matters discharged from any house, building, trades establishment or manufacturing place, or any waste from any vessel, shall become or dangerously threaten to become deleterious to or destructive of fish or shellfish life, or the propagation, cultivation or conservation thereof, or to their safety as human food, or in any manner a menace to said fish or shellfish whether private or public property, in any waters of the State, the Conservation Commission of Maryland shall forthwith investigate the matter, and if it be so found shall serve a notice in writing on the person, firm or corporation, by whose act, default or sufferance such condition may arise or continue, requiring the abatement of the same within a time to be fixed by the Commission and to be specified in the notice, under a penalty of not less than one hundred dollars, nor more than three hundred dollars, or imprisonment for not less than one year nor more than three years, or be both fined and imprisoned, in the discretion of the Court. It shall be construed as a separate and distinct offense for each day the nuisance is permitted to continue after the expiration of the time limit set forth in the notice for the abatement of such nuisance, provided, however, that nothing herein contained shall be deemed to alter, change, modify or restrict the jurisdiction of the State Board of Health of Maryland; provided, however, that the provisions of this section shall not apply to the Sewerage Disposal Plant of any city, town or county in this State.†

1904, art. 39, sec. 81. 1902, ch. 358, sec. 78E. 1906, ch. 161. 1914, ch. 366.  
1916, ch. 396.

**86.** All acts and parts of acts, and all sections and parts of sections of the code, both of general and local laws, and all amendments of and additions and supplements thereto, now in force in the State of Maryland, inconsistent with the provisions of sections 78 to 86, with the exception only of Chapter 427 of the acts of the general assembly of Maryland, passed at the session of 1896, are hereby repealed.

\*As to the catching of fish in Frederick County, see the act of 1916, chapter 404.

†Section 3 of the act of 1917, chapter 14, provides for the repeal of all laws and parts of laws, general or local, inconsistent with said act of 1917, to the extent of such inconsistency.